

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

EXIDE TECHNOLOGIES, ET AL
Debtors.

CHAPTER 11

Case No. 02-11125 (KJC)
Jointly Administered Cases

**NOTICE OF APPEAL OF ENERSYS DELAWARE, INC. f/k/a ENERSYS, INC.
OF ORDER GRANTING DEBTORS' MOTION TO REJECT**

EnerSys Delaware, Inc. f/k/a EnerSys, Inc. ("EnerSys"), by and through their undersigned attorneys, hereby appeal to the United States District Court for the District of Delaware, pursuant to 28 U.S.C. § 158(a) and Rules 8001 and 8002 of the Federal Rules of Bankruptcy Procedure, from (i) the *Order Granting the Debtors' Motion to Reject (Docket No. 5378)*, entered by the United States Bankruptcy Court for the District of Delaware on April 3, 2006. This Notice of Appeal is timely pursuant to Rules 8002 and 9006 of the Federal Rules of Bankruptcy Procedure.

In accordance with Federal Rule of Bankruptcy Procedure 8001(a), the names of the parties to this appeal and the names and addresses of their respective counsel are as follows:

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Interested Party: **Official Committee of Unsecured Creditors**

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Dated: April 11, 2006

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Counsel for EnerSys Delaware, Inc.

CERTIFICATE OF SERVICE

I, Thomas G. Whalen, hr., hereby certify that on April 11, 2006, I caused a copy of the foregoing *Notice Of Appeal Of EnerSys Delaware, Inc. f/k/a EnerSys, Inc. to Order Granting Debtors' Motion to Reject* to be served upon the parties listed below in the manner indicated:

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Via Hand Delivery
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United States Bankruptcy Court for the
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824 Market Street, 5th Floor
Wilmington, DE 19801



/s/ *Thomas G. Whalen, Jr.*
Thomas G. Whalen, Jr.

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

05/08/2006

C.A. No.:
Bankruptcy Case No.: **02-11125(KJC)**
Appeal No.: **06-33**

Bankruptcy Appeal Transmittal Sheet

Name of Appellant(s) **EnerSys Delaware, Inc.**
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Enclosed Items:

Notice of Appeal #AP-06-33 (Docket #5385)
Appealed Order (Docket #5378)
Appellant's Designation of Items on Appeal (Docket #5435)
Appellee's Counter Designation (Docket #5471)

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:	:	Chapter 11
EXIDE TECHNOLOGIES et al.,	:	Case No. 02-11125-KJC
	:	(Jointly Administered)
Debtors.	:	
	:	

ORDER

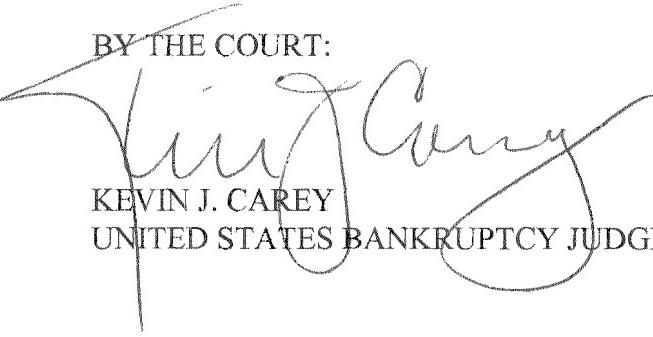
AND NOW, this 3rd day of April, 2006, upon consideration of the Exide's Motion to Reject (Docket Nos. 1614, 1615, 1617 and 1618), the opposition of EnerSys, Inc. thereto after hearing thereon and for the reasons set forth in the accompanying Opinion, it is hereby

ORDERED AND DECREED that:

1. The Motion to Reject is GRANTED;
2. EnerSys shall have two years from the date hereof to discontinue any use of the Exide mark (as described in the accompanying Memorandum);
3. EnerSys, Inc. Shall have thirty days from the date of this Order to file its rejection damage claim;
4. A hearing will be held on **April 27, 2006 at 10:00A.M.** in Bankruptcy Courtroom No. 5, 824 Market Street, Fifth Floor, Wilmington, Delaware to consider whether the Court should impose a transition plan, and if so, what the terms of such a plan should be; and

5. The parties shall have until **April 24, 2006** to file and serve position papers with respect to any further relief to be ordered by the Court.

BY THE COURT:


KEVIN J. CAREY
UNITED STATES BANKRUPTCY JUDGE

Courtesy copies mailed from Chambers to Interested Counsel:

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